

## MEMORANDUM OF OIL AND GAS LEASE

West Virginia

The undersigned <sup>TAP ALLEN BT</sup> Thomas ~~Allen~~ Dawson, a single man

of RD6 Box 333 Wheeling WV 26033 as Lessor

and TriEnergy Holdings, LLC, P.O. Box 89, Sewickley, PA 15143, as Lessee, entered into an Oil and Gas Lease as of the 17 day of August, 2010. Said lease covers all that certain tract of land situate in the District of Sandhill, in Marshall County, State of West Virginia, bounded and described generally as follows:

On the North by: n/f:

On the East by: n/f:

On the South by: n/f:

On the West by: n/f:

Tax Parcel No: 12-1b-21.1

Containing 3.46 acres, more or less, being the same land conveyed by \_\_\_\_\_ and recorded in the records of said county in Book 0540, Page 0539.

Under the terms of the aforesaid lease, the said property was leased by Lessor to Lessee for a term of Five (5) years from the date thereof and so long thereafter as oil or gas are produced from said land in paying quantities or the lease is otherwise maintained pursuant to the provisions thereof.

Under the terms of said lease, the Lessee has a first option to renew the lease for a further like term, which option must be exercised within sixty (60) days of the expiration of the initial primary term of said lease.

Dated: August 17, 2010.

WITNESS:

LESSOR:

Thomas A. Dawson (SEAL)  
<sup>ALLEN BT</sup>  
 Thomas Allen Dawson

\_\_\_\_\_  
 (SEAL)  
 Approved by:

Joe Bojalad, President  
 TriEnergy Holdings, LLC

Jan Pest  
 MARSHALL County 09:38:00 AM  
 Instrument No 1294411  
 Date Recorded 11/05/2010  
 Document Type O&G  
 Pages Recorded 2  
 Book-Page 711-509  
 Recording Fee \$5.00  
 Additional \$6.00

State of WEST VIRGINIACounty of MARSHALL

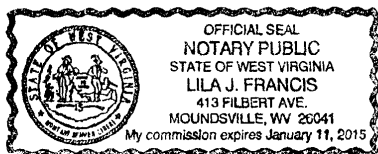
ss:

On the 17 day of August in the year 2010 before me, the undersigned, a Notary Public in and for said state, personally appeared Thomas Allen Dawson a single man, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

My Commission Expires: Jan 11 2015

Lila J. Francis  
 Notary Public



CORPORATIONState/Commonwealth of: PennsylvaniaCounty of: Allegheny SS:

Before me a Notary Public in and for said county and state personally appeared: Joe  
Joseph E. Bojalad, the President  
 of TriEnergy Holdings, LLC, the above named corporation, who acknowledged to me that they did execute the foregoing  
 instrument for and on behalf of said corporation, pursuant to authority so to do of said corporation and that the same is the free act  
 and deed of said corporation and of themselves as such officers, for the uses and purposes therein set forth.

In Testimony Whereof, I have hereunto set my hand and affixed my official seal at Swickley, PA this 15<sup>th</sup> day of  
November, 2010.

My Commission expires: 9/24/2013

Debra W. Reid  
 Notary Public



STATE OF WEST VIRGINIA, MARSHALL COUNTY, SCT.:

I, JAN PEST, Clerk of the County Commission of said County, do hereby certify that the annexed writing, bearing  
 date on the 17<sup>th</sup> day of August, 2010, was presented for and by me, admitted to record in my office upon the  
 above certificate as to the parties therein named this 5<sup>th</sup> day of September, 2010 at 9:38 o'clock A.M.

TESTE:

Jan Pest  
 Clerk.